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6 UNITED STATES DISTRICT COURT
7 EASTERN DISTRICT OF CALIFORNIA
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9 SHANE HUMPHREY,
10 Plaintiff,

11 v.

12 MAURICE HOWARD,
13 Defendant.
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Case No. 1:20-cv-00507-SAB (PC)

ORDER STRIKING COMPLAINT AND
REQUIREING PLAINTIFF TO SUBMIT
APPLICATION TO PROCEED IN FORMA
PAUPERIS OR PAY FILING FEE

(ECF No. 1)

15 Shane Humphrey ("Plaintiff") is a state prisoner proceeding pro se in a civil rights action
16 pursuant to 42 U.S.C. § 1983. On April 9, 2020, Plaintiff filed an unsigned complaint in this
17 matter. Further, Plaintiff did not pay the \$400.00 filing fee, or submitted an application to
18 proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915.

19 Unsigned documents cannot be considered by the Court, and Plaintiff's complaint shall be
20 stricken from the record on that ground. Fed. R. Civ. P. 11(a); Local Rule 131(b). To proceed in
21 this action, Plaintiff is required to either pay the filing fee or file an application demonstrating that
22 he is entitled to proceed without the prepayment of fees.

23 Accordingly, IT IS HEREBY ORDERED that:

- 24 1. Within **thirty (30) days** of the date of service of this order, Plaintiff shall file
25 signed complaint; and
26 2. Within **forty-five (45) days** of the date of service of this order, Plaintiff shall
27 submit the attached application to proceed in forma pauperis, completed and signed, or in the
28 alternative, pay the \$400.00 filing fee for this action. **No requests for extension will be granted**

1 without a showing of good cause. Failure to comply with this order will result in dismissal
2 of this action.

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4 IT IS SO ORDERED.

5 Dated: April 9, 2020


UNITED STATES MAGISTRATE JUDGE